

DAC 15

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Docket No.

Q76217

First named inventor: Kenji TSUKADA

Group Art Unit: Unknown

Application Number: 10/601,200

Examiner: Unknown

Filed: June 23, 2003

Title: LIQUID EJECTING APPARATUS AND METHOD FOR CLEANING THE SAME

Attention: Office of Petitions

**MAIL STOP PETITION**

Commissioner for Patents

P.O. Box 1450, Alexandria, VA 22313-1450

FAX: (703) 872-9306

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

1. Petition fee

- ☐ Small entity - fee \$\_\_\_\_\_ (37 C.F.R. § 1.17(m)). Applicant claims small entity status. See 37 C.F.R. § 1.27.  
☒ Other than small entity - fee \$1,330.00 (37 C.F.R. § 1.17(m)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of

Response to Notice to File Missing Parts of Nonprovisional Application\_\_\_\_\_ (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.  
☒ is enclosed herewith.

B. The issue fee of \$\_\_\_\_\_:

- ☐ has been paid previously on \_\_\_\_\_.  
☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.  
☐ A terminal disclaimer (and disclaimer fee (37 C.F.R. § 1.20(d)) of \$\_\_\_\_\_ for a small entity or \$\_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 C.F.R. § 1.137(b) was unintentional (MPEP § 711.03(c), subsections (III)(C) and (D))].

- ☒ The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.  
☒ See Attached Statement.

May 25, 2004

Date

Signature

*[Handwritten Signature]*

202-293-7060

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23373

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Enclosures:

- ☒ Fee(s) Payment  
☒ Reply  
☐ Terminal Disclaimer  
☐ Additional sheets containing statements establishing unintentional delay  
☒ Statement



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q76217

Kenji TSUKADA

Appln. No.: 10/601,200

Group Art Unit: Unknown

Confirmation No.: 6413

Examiner: Unknown

Filed: June 23, 2003

For: LIQUID EJECTING APPARATUS AND METHOD FOR CLEANING THE SAME

**STATEMENT IN SUPPORT OF PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(B)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

While checking with the PTO on the status of the above-mentioned application, it became known that that the application had become abandoned by failure to respond to the *Notice to File Missing Parts* dated August 14, 2003. However, the notice was never received by the Applicant's representative, who therefore was unable to respond in a timely manner. Applicant respectfully requests that this application be revived.

Since the failure to receive the *Notice to File Missing Parts* was not the Applicant's fault, it is requested that the fee of \$1330.00 be refunded.

Respectfully submitted,

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Date: May 25, 2004